

Glen Innes Severn

Extraordinary Council Meeting

12 JULY 2022

Minutes



GLEN INNES SEVERN COUNCIL

EXTRAORDINARY MEETING OF COUNCIL

MINUTES

From the meeting held at the Glen Innes Severn Learning Centre,
William Gardner Conference Room, Grey Street, Glen Innes on:
Tuesday, 12 July 2022 at 9.00am

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PRESENT: Cr Rob Banham (Mayor), Cr Troy Arandale (Deputy Mayor), Cr Tim Alt, Cr Lara Gresham, Cr Jack Parry, Cr Andrew Parsons and Cr Carol Sparks.

IN ATTENDANCE: Mr Dennis McIntyre (Acting General Manager) and Mrs Debbie Duffell (Executive Assistant (Mayor and General Manager)).

OPENED: 9.00am.

The Mayor read the following statement regarding video and audio recording of the Council Meeting:

"This Council Meeting is being streamed live, recorded and published in accordance with Council's Live Streaming of Council Meetings Policy. No other persons are permitted to record the Meeting, unless specifically authorised by Council to do so.

Anyone who is invited to speak during the meeting will be recorded and their voice, image and comments will form part of the live stream and recording.

All speakers are requested to ensure their comments are relevant to the issue at hand and to refrain from making personal comments or criticisms.

The Chair and/or the General Manager have the discretion and authority at any time to direct the termination or interruption of live streaming. Such direction will only be given in exceptional circumstances where deemed relevant. Circumstances may include instances where the content of debate is considered misleading, defamatory or potentially inappropriate to be published.

Attendees are advised that they may be subject to legal action if their actions result in inappropriate and/or unacceptable behaviour and/or comments.

Thank you."

The Mayor read the following statement of ethical obligations:

"Councillors are reminded that they remain bound by the Oath/Affirmation of Office made at the start of the Council term to undertake their civic duties in the best interests of the people of the Glen Innes Severn Local Government Area and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the *Local Government Act 1993* or any other Act, to the best of their skill and judgement.

Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with the Code of Conduct and Code of Meeting Practice."

1 ACKNOWLEDGEMENT TO COUNTRY

The Mayor read the following “Acknowledgement to Country”:

“I acknowledge the Ngorabul people as the traditional custodians of this land and pay my respect to the Elders past, present and emerging. I also extend that respect to Aboriginal and Torres Strait Islander people here today.”

2 APOLOGIES

No apologies were given as all Councillors were in attendance.

3 DISCLOSURE OF CONFLICT OF INTERESTS: PECUNIARY AND NON-PECUNIARY INTERESTS

There were no disclosures of Conflicts of Interests / Pecuniary and Non-Pecuniary Interests.

4 CLOSED COUNCIL REPORTS

Moved Cr T Arandale Seconded Cr T Alt

6.07/22E RESOLUTION

That Council considers the confidential Mayoral Minutes listed below in a meeting closed to the public in accordance with Section 10A(2) of the *Local Government Act 1993*:

Item	Report	Reason
4.1	Personnel Matter	(a) personnel matters concerning particular individuals (other than councillors).
4.2	Personnel Matter Pertaining to the Interim General Manager	(a) personnel matters concerning particular individuals (other than councillors).

A division was called for, voting on which was as follows:

For	Against
Cr R Banham	Nil
Cr T Arandale	
Cr T Alt	
Cr L Gresham	
Cr J Parry	
Cr A Parsons	
Cr C Sparks	

The division was declared CARRIED by 7 votes to 0.

CARRIED

The live streaming of the meeting was paused at 9.03am.

The Acting General Manager and the Executive Assistant (Mayor and General Manager) left the meeting room at 9.03am.

4.1 Personnel Matter

REPORT FROM: COUNCILLORS
Author: Rob Banham - Councillor

Moved Cr R Banham Seconded Cr T Arandale

7.07/22E RESOLUTION

THAT Council:

1. Notes its decision of 1 July 2022 whereby the employment contract of the General Manager, Mr Craig Bennett ('the Contract') on 1 July 2022 was terminated by resolution of the Council in accordance with sub-clause 10.3.5 and 11.3 of the Contract, having elected to pay Mr Bennett a monetary amount equivalent to 38 weeks' remuneration under sub-clause 11.3 of the Contract calculated in accordance with Schedule C of the Contract;
2. Notes its decision of 1 July 2022 to ensure adherence to sub-clause 10.1 of the Contract, upon termination of the Contract, which requires Mr Craig Bennett to return all property of Council in his possession including intellectual property and confidential information and requires Mr Bennett to not keep or make any copies of such property and information.
3. Reaffirms the contents of its decision of 1 July 2022:
 - to terminate the Contract by resolution of the Council in accordance with sub-clause 10.3.5 and 11.3 of the Contract, and to pay Mr Bennett a monetary amount equivalent to 38 weeks' remuneration under sub-clause 11.3 of the Contract calculated in accordance with Schedule C of the Contract;
 - to ensure adherence to sub-clause 10.1 of the Contract, upon termination of the Contract, which requires Mr Craig Bennett to return all property of Council in his possession including intellectual property and confidential information and requires Mr Bennett to not keep or make any copies of such property and information.

A division was called for, voting on which was as follows:

For	Against
Cr R Banham	Nil
Cr T Arandale	
Cr T Alt	
Cr L Gresham	
Cr J Parry	
Cr A Parsons	
Cr C Sparks	

The division was declared CARRIED by 7 votes to 0.

CARRIED

4.2 Personnel Matter Pertaining to the Interim General Manager

REPORT FROM: COUNCILLORS
Author: Rob Banham - Councillor

Moved Cr R Banham Seconded Cr A Parsons

8.07/22E RESOLUTION

THAT Council:

1. Notes its decision of 1 July 2022 to appoint Dennis McIntyre (Manager of Governance, Risk and Corporate Planning) to the role of Interim General Manager.
2. Reaffirms its decision to appoint Dennis McIntyre (Manager of Governance, Risk and Corporate Planning) to the role of Interim General Manager.

A division was called for, voting on which was as follows:

For	Against
Cr R Banham	Nil
Cr T Arandale	
Cr T Alt	
Cr L Gresham	
Cr J Parry	
Cr A Parsons	
Cr C Sparks	

The division was declared carried by 7 votes to 0.

CARRIED

Moved Cr A Parsons Seconded Cr J Parry

9.07/22E RESOLUTION

That Council moves out of Closed Council into Open Council.

A division was called for, voting on which was as follows:

For	Against
Cr R Banham	Nil
Cr T Arandale	
Cr T Alt	
Cr L Gresham	
Cr J Parry	
Cr A Parsons	
Cr C Sparks	

The division was declared CARRIED by 7 votes to 0.

CARRIED

The Acting General Manager and the Executive Assistant (Mayor and General Manager) returned to the meeting room at 9.50am.

The live streaming of the meeting resumed at 9.50am.

The Mayor read the Closed Council Recommendations from Item Numbers 4.1 and 4.2.

Moved Cr A Parsons Seconded Cr J Parry

10.07/22E RESOLUTION

That the confidential Closed Council Resolutions be recommended for adoption to the Extraordinary Meeting of Council.

A division was called for, voting on which was as follows:

For	Against
Cr R Banham	Nil
Cr T Arandale	
Cr T Alt	
Cr L Gresham	
Cr J Parry	
Cr A Parsons	
Cr C Sparks	

The division was declared CARRIED by 7 votes to 0.

CARRIED

The Meeting closed at 9.52am.